

**BOARD OF COUNTY COMMISSIONERS  
LAKE COUNTY, FLORIDA**

**REGULAR MEETING**

**July 10, 2007**

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**COUNTY COMMISSIONERS**

**Welton G. Cadwell, Chairman**

**Jennifer Hill, Vice Chairman**

**Elaine Renick, District #2**

**Debbie Stivender, District #3**

**Linda Stewart, District #4**

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**Cindy Hall, County Manager**

**Sanford A. Minkoff, County Attorney**

**James C. Watkins, Clerk to the Board**

**DISCLAIMER**

This booklet has been prepared for the convenience of the Board of County Commissioners in discussing matters before them. Every effort has been made to include all items to be discussed at this Board of County Commissioners meeting, however, Commissioners may add items, which are not a part of this Agenda, or items may be removed from consideration. While it has been the goal to present error-free information, we do not represent that documentation is without errors or omissions.

In addition to regular Board meetings, the Board of County Commissioners may, from time to time, schedule a workshop during which they will receive information from staff, have discussions with staff and among themselves, and then proceed to give staff direction on the subject matter being discussed unless otherwise shown on the Agenda item. These discussions and workshops do not take the place of the formal public hearing process during which any member of the public may comment and formal action is taken.

The Board and staff welcome written comments prior to workshops and other meetings. If you have comments or questions regarding the subject matter of any Board action or workshop, please deliver your written comments to appropriate County staff or mail to the Board of County Commissioners, Post Office Box 7800, Tavares, FL 32778.

**ITEMIZED AGENDA**

**July 10, 2007**

9:00 A.M.        Invocation

Pledge of Allegiance

**I.        AGENDA UPDATE**

Discussion regarding proposed revisions to today's Agenda.

**II.      MINUTE APPROVAL**

- Tab 1      Approval of the following Minutes:  
June 5, 2007 (Regular Meeting)  
June 18, 2007 (Special Meeting)

### **III. CLERK OF COURT'S CONSENT AGENDA**

- Tab 2      Approval of Clerk of Courts' Consent Agenda (Items 1 through 9)

1. List of warrants paid prior to this meeting, pursuant to Chapter 136.06 (1) of the Florida Statutes, which shall be incorporated into the Minutes as attached Exhibit A and filed in the Board Support Division of the Clerk's Office - Acknowledge receipt.
2. Monthly Distribution of Revenue Traffic/Criminal Cases, for the month ending May 31, 2007, in the amount of \$188,591.64. Same period last year: \$190,055.49 - Acknowledge receipt.
3. Proposed Operating Budget for Fiscal Year 2008 for Country Greens Community Development District - Acknowledge receipt.
4. Proposed Operating Budget for Fiscal Year 2008 for Arlington Ridge Community Development District - Acknowledge receipt.
5. Notice of Meeting of the Arlington Ridge Community Development District's Board of Supervisors scheduled to be held on Tuesday, June 19, 2007, at 10:00 a.m., at 4463 Arlington Ridge Blvd., Leesburg, Florida 34748 - Acknowledge receipt.
6. Proposed Budget for Fiscal Year 2007/2008 for Estates at Cherry Lake Community Development District, pursuant to Chapter 190, Florida Statutes. A public hearing to consider the adoption of this item has been scheduled for August 10, 2007 at 2:00 p.m. at the Hampton Inn Mount Dora, 19700 US Highway 441, Mount Dora, Florida 32757 - Acknowledge receipt.
7. Notice of Application for Amendment to Water Certificate, pursuant to Section 367.045, Florida Statutes, and Section 25-30.030, Florida Administrative Code, by Aqua Utilities Florida, Inc., 110 Thomas Avenue, Leesburg, Florida 34748, of its intent to apply to the Florida Public Service Commission to extend its service area to provide water service to the property described below in Lake County, Florida, containing approx. 39.97 acres.

Commence at the North ¼ corner of Section 29, Township 20 South, Range 26 East; thence run N 88 degrees 57' 27" W, along the North line of said Section 29 for a distance of 50.00 feet to a point on the West right-of-way line of Monroe Street; thence run S 00 degrees 46'56" W a distance of 314.17 feet for a point of beginning; thence continue along said West right of way line, S 00 degrees 46'56" W a distance of 958.56 feet; thence N 88 degrees 56'15"W a distance of 1917.50 feet to a point on the East right-of-way line of Adams Street; thence N. 00 degrees 50'39" E. along said East right-of-way line a distance of 610.80 feet; thence S 88 degrees 58'18" E a distance of 583.71 feet; thence S 00 feet 50'39" W a distance of 33.00 feet; thence S 88 degrees 58'18" E a distance of 751.29 feet; thence N. 00 degrees 48'05" E a distance of 379.37 feet; thence S 88 degrees 59'45" a distance of 581.74 feet to the point of beginning - Acknowledge receipt.

8. Notice of Application for Amendment to Water Certificate, pursuant to Section 367.045, Florida Statutes, and Section 25-30-.030, Florida Administrative Code, by Aqua Utilities Florida, Inc., 110 Thomas Avenue, Leesburg, Florida 34748, of its intent to apply to the Florida Public Service Commission to extend its service area to provide water service to the property described below in Lake County, Florida.

That part of Sections 10, 11, 14 and 15, Township 1 South, Range 25 East, Lake County, Florida, Resubdivision of Silver Lake Estates - Acknowledge receipt.

## **IV. COUNTY MANAGER'S CONSENT AGENDA (Tab 3 through Tab 22)**

### **Budget**

[Tab 3](#) Approve Budget Change Request:

1. Budget transfer - Solid Waste Closures & Long Term Fund, Department of Environmental Services, Solid Waste Operations Division. Transfer \$47,180 from Reserve for Operations to Landfill Post Closure. Additional funds needed for unanticipated long term care costs at the closed Umatilla Landfill site. Work includes well abandonment and installation of two new wells inside the landfill fence; Site Assessment and subsequent Site Assessment Report in accordance with 62-780 FAC as required by FDEP; and repair of existing well. Funds available in Reserve for Operations. After this transfer, the balance in the Reserve for Operations account will be \$3,504,716.

### **Community Services**

[Tab 4](#) Approval to accept donation of \$700.00 from the Central Florida Area Health Education Center as well as the Resolution to Accept Unanticipated Revenue.

[Tab 5](#) Approval of request by Lake Soil & Water Conservation District for Lake County to assist with the administration of the grant they have received to operate a Mobile Irrigation Lab Program.

[Tab 6](#) Approval and signature of Scholastic Agreement and Baker & Taylor Indemnification Agreement in relation to the release of J.K. Rowling's "Harry Potter and the Deathly Hallows."

[Tab 7](#) Amend Page 10, Article XII, Paragraph 12.1 of Partnership Agreement between Lake County and the Lake County Health Department

[Tab 8](#) Approval of annual contribution of \$12,000 to WellFlorida Council.

### **Environmental Services**

[Tab 9](#) Approval and signatures of two (2) Detailed Work Plan Budgets for Arthropod Control FY 07/08.

### **Growth Management**

[Tab 10](#) Approval of payment to Mads and Shantelle Kragh for construction of an exterior over their existing garage to meet the requirements of BOA#22-07-2 - Commission District 2.

[Tab 11](#) Property Owner: Wilson & Dorothy Shankle, Code Case# 2004100086, Execution and Release of Fine - Commission District 4.

### **Procurement**

[Tab 12](#) It is recommended that RQ 07-0208 for On Call Planners for Growth Management be awarded to HDR, Inc., and Land Design Innovations for Comp Planning and Small Areas Planning, GAI Consultants Inc., for Conservation-Open Space and Landscape/Site Planning, Real Estate Research Consultants, Inc., for Economics.

[Tab 13](#) Approve contract extensions with MetLife, UnumProvident and Unisynch Benefits of Florida, Inc. through September 30, 2008. These vendors have agreed that rates will remain as currently in place.

[Tab 14](#) Award and execute the contract with Moore Stephens Lovelace, P.A. to provide Auditing Services.

## **Public Safety**

- [Tab 15](#) Approval of the renaming of portions of Grassy Lake Road, North Grassy Lake Road, and Turkey Farm Road - Commission District 2.

## **Public Works**

- [Tab 16](#) A recommendation to approve a grant with the U.S. Fish and Wildlife Service for \$16,827.00 for materials and supplies needed for Scrub Habitat restoration at P.E.A.R. Park - Commission District 3.
- [Tab 17](#) Approve the Interlocal Agreement between Lake County and the City of Mount Dora for the Lake Gertrude Drainage Basin Improvement. Approve associated budget transfer. Project - Tracking # STR 06035 SM 0702 - Commission District 4.
- [Tab 18](#) Approval and authorization for Chairman to execute satisfaction of liens for the attached four (4) road assessments - Commission Districts 2 and 4.
- [Tab 19](#) Approve and execute Supplemental Agreement No. 1 to the agreement with Bowyer-Singleton for additional engineering services for the design of County Road 470 - Commission District 3.
- [Tab 20](#) Request approval for Chairman and Commissioners to declare and sign proclamation designating July as Parks, Recreation and Trails Month.
- [Tab 21](#) Request authorization to accept the final plat for Paddock Hills and all areas dedicated to the public as shown on the Paddock Hills final plat, accept a letter of credit for performance in the amount of \$1,833,950.00, and execute a Developer's Agreement for Construction of Improvements between Lake County and Ba-Sher Development, Inc. Paddock Hills consists of 63 lots and is located in Section 20, Township 20 South, Range 25 East. Commission District 3.
- [Tab 22](#) Request authorization to release Certificates of Occupancy for up to 100 homes and any common elements while landscaping buffers are put in place. Sullivan Ranch consists of 693 lots and is located in Section 33 and 34, Township 19 South, Range 27 East. Commission District 4.

## **V. EMPLOYEE AWARDS**

### **FIVE YEARS**

John Green, Equipment Operator I  
Public Works/Road Operations/Maintenance Area III

John Dinsmore, Landfill Attendant  
Environmental Services/Solid Waste Operations

Judith Law, Right of Way Agent I  
Public Works/Engineering/Right of Way

John Giddens, Library Page  
Community Services/Library Services/Marion Baysinger Memorial Library

### **TWENTY YEARS**

Earl Allen, Senior Building Inspector  
Growth Management/Building Services

Yancey Peterson, Fire Lieutenant/EMT  
Public Safety/Fire Rescue

**RETIREMENT**

Libby McDermott, Office Associate III  
Public Safety/Emergency Management

**VI. PRESENTATIONS**

Tab 23 Staff will update the Board on program activities including acquired properties and properties under contract. The Chairman of the Public Land Acquisition Advisory Council will present proposed Goals and Objectives for review and, if acceptable, adoption by the Board.

Tab 24 Discussion regarding the proposed regional policy framework, compact and urban center map as developed through the myregion.org process. Board approval of documents as requested.

**VII. COUNTY MANAGER'S DEPARTMENTAL BUSINESS**

**Community Services**

Tab 25 Request the Board to accept \$5,000,000 in State Housing Initiatives Partnership (SHIP) disaster funds to be used for housing assistance for Groundhog Day Tornado victims; to amend the FY 2006-07 SHIP budget to add Accounts 126.2082440 (Disaster Assistance) funded in the amount of \$4,500,000 and 126.2082450 (Disaster Assistance Administration) funded in the amount of \$500,000; and to authorize two new term-limited Community Development Specialist positions for two years - Commission District 5.

**Environmental Services**

Tab 26 Approve the Initial Assessment Resolution for Collection, Management, and Disposal of Solid Waste and Recovered Materials for FY07/08, including a proposed maximum residential assessment of \$200 and establish a Public Hearing date of September 11, 2007; direct staff to proceed with the steps necessary to have the solid waste assessment increase automatically, each year, by an amount equal to the increase in the charges for the curbside collection services.

**Growth Management**

Tab 27 Approval of the Purchase and Sales Agreement between Lake County and Jerry Ellis and Lucy F. Ellis, and Mike Ellis. Authorize Chairman to execute necessary closing documents - Commission District - Commission District 5.

Tab 28 Make a determination on an appeal of prepaid impact fee refund request - Commission District 3.

**Procurement**

Tab 29 It is recommended that the Board award the contract for Bid Number 07-0213 for the Construction of a Prototype Fire Station #78 at Lake Jem and approve a Budget Transfer in the amount of \$2,187,090.00 - Commission District 3.

**VIII. OTHER BUSINESS**

Tab 30 Appointment of William P. Smith to serve on the Sales Surtax Oversight Advisory Committee as a member of the public at large as designated by the Lake County School Board to serve a term ending November 19, 2010.

Tab 31 Appointment of individual to vacant District 5 seat on the Lake-Sumter Metropolitan Planning Organization (LSMPO) Citizens' Advisory Committee (CAC) to complete an unexpired term ending Dec. 31, 2007 and serve a consecutive two-year term - Commission District 5.

## **IX. REPORTS**

**A. County Attorney**

**B. County Manager**

[Tab 32](#) Approval of Public Appearance/Presentation at scheduled Board of County Commissioners' meetings.

**C. Commissioner Hill - Vice Chairman and District #1**

**D. Commissioner Renick - District #2**

**E. Commissioner Stivender - District #3**

**F. Commissioner Stewart - District #4**

**G. Commissioner Cadwell - Chairman and District #5**

## **CITIZEN QUESTION AND COMMENT PERIOD**

**At this point in the meeting, the Board of County Commissioners will hear questions, comments, and concerns from the citizens of Lake County. Action will not be taken by the Board at this meeting but questions may be answered by staff or issues may be referred for appropriate staff action. If further action is necessary, the item may be placed on the agenda for further review and consideration.**

**NOTE: Zoning or code enforcement matters which may be coming before the Board at a later date should not be discussed until such time as they come before the Board in a public hearing.**

**The County Commission reserves the right to move any Agenda item to an earlier time during the day as its schedule permits, except in the case of items and appointments that have been advertised in a newspaper for a specific time.**

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**Pursuant to the provisions of Chapter 286, Florida Statutes, Section 286.0105, if a person decides to appeal any decision made by the County Commission with respect to any matter considered at this Commission meeting, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record may include the testimony and evidence upon which the appeal is to be based.**

**Persons with disabilities needing assistance to participate in any of these proceeding should contact the Department of Facilities Development and Management at (352) 343-9760, 48 hours in advance of the scheduled meeting.**